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In re Application of
Ralph M. Ellison et al
Serial No.: 09/173531
Filed: October 15, 1998
Attorney Docket No.: 7409-150

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: WITHDRAWAL OF ABANDONMENT
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This is in response to applicant's petition under 37 CFR 1.181, filed September 21, 1999, requesting revival of the above identified application based on non-receipt of an Office action.

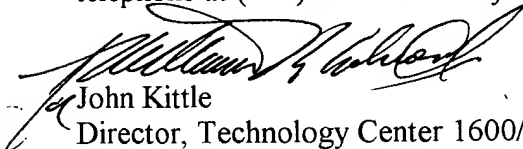
A review of the file history shows that a Notice of Missing Parts, Filing Date Granted, was mailed to applicants on November 3, 1998, setting a two month period for response. Upon failure to receive a reply, the application was held abandoned by Notice of Abandonment mailed August 19, 1999.

Applicants state that they never received the Notice and provide copies of mail received logs and the file wrapper as evidence of non-receipt. In view of the evidence presented it is concluded that the Office action was never received. In view thereof the Notice of Abandonment mailed July 21, 1998, is vacated and the application is restored to a pending status.

Applicant's petition is **GRANTED**.

The application will be forwarded for mailing of a new Notice of Missing Parts.

Should there be any questions with respect to this decision, please contact William R. Dixon, Jr., by mail addressed to: Director, Technology Center 1600/2900, Washington, D.C. 20231, or by telephone at (703)308-3824 or by facsimile transmission at (703) 308-7922.


John Kittle
Director, Technology Center 1600/2900